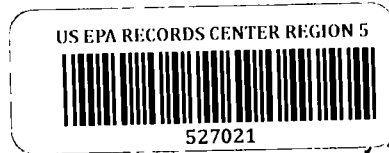




JOHN ENGLER
GOVERNOR

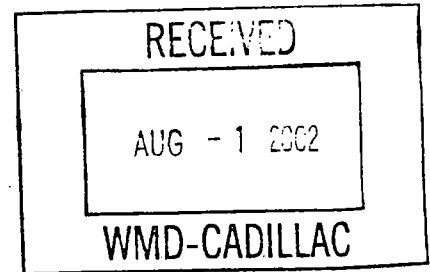
STATE OF MICHIGAN
DEPARTMENT OF ENVIRONMENTAL QUALITY
LANSING



23, 2002

*Janie → was file
Williamsburg Rec.*
DEQ *Gr. Tr. Co*

RUSSELL J. HARDING
DIRECTOR



Mr. Andrew Smits, P.E.
Inland Seas Engineering, Inc.
P.O. Box 6820
Traverse City, Michigan 49686

Dear Mr. Smits:

SUBJECT: Williamsburg Receiving and Storage Permit Modification Request
Whitewater Township, Grand Traverse County

We have received your July 5, 2002 letter to Mr. Richard Powers requesting a modification of the groundwater discharge permit for the Williamsburg Receiving and Storage facility located in Whitewater Township, Grand Traverse County. At this time Waste Management Division is still responsible for processing groundwater discharge permits.

We have reviewed your request on behalf of your client and determined that the proposed modifications both in the irrigation management program and in the effluent quality (new chemical additives) are significant. Because the proposed modifications are significant based on the quantity and quality of the discharge, we will require your client to submit an application for permit reissuance under the terms of Rule 2218(3)(b).

To assist your client in submitting an application we are enclosing copies of the following documents: Groundwater Discharge Authorization Application; Guidesheet I, Hydrogeologic Study Requirements; Guidesheet II, Guidance for the Development of an Irrigation Management Plan; Guidesheet III, Characterization of Wastewater; Guidesheet V, Guidance for Providing Toxicity Information to Determine a Rule 2222(5) Standard, and the Part 22 Groundwater Quality Administrative Rules.

In the mean time, please contact me if you have any questions regarding completion of the application.

Sincerely,

Thomas J. Weston, P.E.
Senior Environmental Engineer
Groundwater Program Section
Waste Management Division
517-373-8123

Enclosure

WRS File
GT County

From: Rick Rusz
To: Joseph Quandt
Date: 8/2/02 4:33PM
Subject: Re: Fw: WRS

We have reviewed your letter e-mailed to me earlier today. I have attached a redline draft of the consent order with additional revisions we can accept.

In regards to the penalty issues, we will agree to your proposals. We still take issue with your suggested language regarding odors. We can not agree to utilize a panel of observers to determine if a nuisance odor condition occurs. My suggestion, which has the approval of Jim Sygo, is to insert language stating that DEQ staff will attempt to contact Chris Hubbell or his designated representative by telephone prior to investigating an odor complaint to provide WRS an opportunity to accompany staff on the investigation. This would provide WRS with the opportunity to observe the same conditions as staff. We used this language successfully in another case with similar circumstances and concerns on the part of the respondent.

Please call me at your earliest convenience on Monday if we need to discuss this issue further.

Rick D. Rusz
Enforcement Section
Waste Management Division
Department of Environmental Quality
P.O. Box 30241
Lansing, MI 48909

Telephone: 517-335-4709
FAX: 517-373-4797

>>> "Joseph Quandt" <jequandt@zimmerman-kuhn.com> 08/02/02 12:16PM >>>

----- Original Message -----

From: "Candy Grigsby" <csgrigsby@zimmerman-kuhn.com>
To: "Joe Quandt" <jequandt@zimmerman-kuhn.com>
Sent: Friday, August 02, 2002 12:17 PM
Subject: WRS

CC: Janna Sebald; Jim Sygo; Michael Masterson; Philip Roycraft; Robert Reichel